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**ORIGINAL**

THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

-----X  
PL SHIPPING & LOGISTICS LTD.,

07 CV 2818 (SHS)

Plaintiff,

NOTICE OF MOTION FOR  
SUMMARY JUDGMENT

-against-

H.J.M. INTERNATIONAL INC. and BANK OF  
AMERICA and AFFORDABLE LUXURY  
RYAN KENNY and RYAN GLOVER and  
RONALD PLATOVSKY and ABN AMRO  
BANK,

Defendants.  
-----X

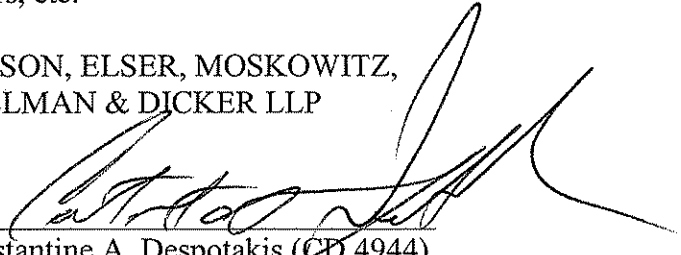
PLEASE TAKE NOTICE that upon the annexed Statement of Undisputed Facts Pursuant to Local Rule 56.1 dated August 16, 2007, the annexed Affidavit in Support of Motion for Summary Judgment of Theodore Georgiades sworn to on August 14, 2007, the annexed Affidavit in Support of Motion for Summary Judgment of Constantine A. Despotakis, Esq. sworn to on August 16, 2007, the accompanying Memorandum of Law in Support of Motion for Summary Judgment dated August 16, 2007, and all the prior proceedings herein, the defendant Bank of America, N.A., sued herein under its common trade name of Bank of America, will move in this Court before the Honorable Sidney H. Stein for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting summary judgment in favor of defendant, Bank of

America, N.A., dismissing (i) the plaintiff's complaint, and (ii) all crossclaims of defendant H.J.M. International, Inc., as against Bank of America, N.A. on the grounds that (1) plaintiff lacks standing to bring or maintain this action; (2) that as a matter of documented fact there is no liability on the part of Bank of America, N.A.; and (3) that plaintiff puts forth no legally cognizable or *prima facie* case in support of the claims set forth in the Second Cause of Action in any event, and for such other, different and further relief as the Court in its discretion may deem just and proper.

Dated: White Plains, New York  
August 16, 2007

Yours, etc.

WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP

By:   
Constantine A. Despotakis (CD 4944)  
Attorney for Defendant  
BANK OF AMERICA, N.A.  
3 Gannett Drive  
White Plains, NY 10604  
Tel.: (914) 323-7000  
File No. 02503.00305

TO: EUGENE J. MCDONALD, ESQ.  
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ABN Amro Bank  
Defendant *Pro Se*  
Centralized Trd Fin  
177 Anna Salai, 3<sup>rd</sup> Fl.  
Unit 307-309 Raheja Tower  
Chennai, India

Ryan Glover  
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1407 Broadway  
New York, NY 10018

Ronald Platovsky  
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New York, NY 10018

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK                    )  
  ) ss.:  
COUNTY OF WESTCHESTER        )

Geri Manno, being duly sworn, deposes and says:

I am not a party to the action, am over the age of 18 years of age and reside in Westchester County, New York.

On August 16, 2007, I served the within **Notice of Motion for Summary Judgment with supporting papers** by depositing a true copy thereof enclosed in a postpaid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to the following persons at the last known addresses set forth after each name:

EUGENE J. MCDONALD, ESQ.  
Attorneys for Plaintiff,  
PL Shipping & Logistics Ltd.  
170 Broad Street  
Matawan, NJ 07747

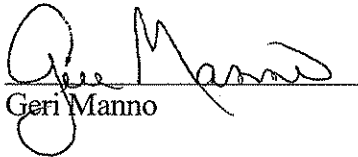
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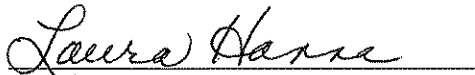
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Defendant *Pro Se*  
1407 Broadway  
New York, NY 10018

  
Geri Manno

Sworn to before me this  
16th day of August, 2007

  
Notary Public

LAURA HANNA  
Notary Public, State of New York  
No. 01HA6035322  
Qualified in Westchester County  
Commission Expires December 27, 2009